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UNITED STATES DISTRICT COURT
DISTRICT OF OREGON
PORTLAND DIVISION

M.L.

CASE NO.: 3:21-CV-0526-YY

Plaintiff,

v.

**CASTRO & CANTU, LLC, JOHN CANTU,
BEATRIZ CANTU, INTERMOUNTAIN
CLAIMS, INC., AND JOE LEE,**

**PROPOSED RULE 26(F)
DISCOVERY PLAN AND
CONFERENCE REPORT**

Defendants.

I. Conference of Counsel

Counsel for the parties conferred by telephone on June 1, 2021, concerning scheduling and discovery issues and jointly herein submit the following Status Report in preparation for the Rule 16 conference.

At this time, the parties do not consent to magistrate jurisdiction, but will continue to discuss that question moving forward.

II. Initial Disclosures

The parties will exchange initial disclosures and initial discovery protocols as required by Fed. R. Civ. P. 26(a)(1) and LR 26-7 and intend on exchanging initial disclosures by 5:00 PM on August 20, 2021.

III. Discovery Plan

The following discovery plan will follow:

- A. The parties anticipate the following subject areas for discovery: communications between Defendants concerning the decision to terminate Plaintiff; Defendants' actions concerning other injured workers; Defendants' actions concerning injured workers who do not speak English or speak Spanish; Defendants' investigative training and research into administering and investigating workers' compensation claims and administering benefits; adverse impact discrimination on the way in which Defendants implement their workers' compensation system; Plaintiff's work history; Plaintiff's economic and non-economic damages.
- B. Depositions of the organizational representatives of LLC or Corporate Defendants, individual Defendants, and Plaintiff and any others that may be necessary.

IV. SCHEDULING

- A. The deadline to join all parties is November 26, 2021.
- B. The last date for completion of non-expert discovery is February 25, 2022.
- C. Dispositive Motions are due April 29, 2022.
- D. The Joint Alternate Dispute Resolution Report is due thirty days after final resolution

of the dispositive motions or May 20, 2022, if no dispositive motions are filed.

E. The parties will schedule a trial schedule with the court after dispositive motions are heard, or at the direction of the court.

Respectfully submitted:

Dated: July 29, 2021	Dated July 29, 2021
<u>s/ Quinn E. Kuranz</u>	s/ Fredd Cann
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Dated July 29, 2021	Dated July 29, 2021
s/Randi Ensley	s/ Stephen McCarthy
Randi Ensley SBH Legal 1200 SW Main St. Portland, OR 97205 Phone: 503-412-3119 of Attorneys for Intermountain Claims, Inc., and Joe Lee	Stephen McCarthy McCarthy Law Firm, LLC 9220 SW Barbur Blvd, Suite 119 #286 Portland, OR 97219 Phone 503-887-1039 Attorney for Castro & Cantu, LLC